

REMARKS

In view of the above amendments and the following remarks, reconsideration and further examination are respectfully requested.

I. Amendments to the Claims

Non-elected claims 8-12 and 14-16 have been cancelled without prejudice or disclaimer of the subject matter recited therein.

II. 35 U.S.C. § 112, Second Paragraph Rejection

As noted in the Advisory Action dated March 14, 2011, the 35 U.S.C. § 112, second paragraph rejection has been overcome by the amendment filed on February 23, 2011.

III. 35 U.S.C. § 103 Rejection

As noted in the Advisory Action dated March 14, 2011, the 35 U.S.C. § 103(a) rejection has been overcome by the amendment filed on February 23, 2011.

IV. Double Patenting Rejection

Claims 1-7 and 13 were rejected under the judicially created doctrine of non-statutory obviousness-type double patenting as being unpatentable over claim 1 of U.S. Patent No. 7,765,158.

Without acquiescing to the non-statutory double patenting rejection and in order to expedite the prosecution of the present application, a terminal disclaimer in compliance with 37

CFR 1.321 has been prepared and submitted herewith. Therefore, withdrawal of this rejection is respectfully requested.

V. Allowable Subject Matter

As noted in the Advisory Action dated March 14, 2011, claims 2-7 and 13 would be allowed if the Applicants submit a terminal disclaimer so as to overcome the outstanding double patenting rejection. The Applicants would like to thank the Examiner for this indication of allowable subject matter.

As mentioned above, a terminal disclaimer is submitted concurrently herewith, so as to overcome the double patenting rejection. As a result, claims 2-7 and 13 are now in condition for allowance.

VI. Conclusion

In view of the above amendments and remarks, it is submitted that the present application is now in condition for allowance and an early notification thereof is earnestly requested. The Examiner is invited to contact the undersigned by telephone to resolve any remaining issues.

Respectfully submitted,

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